

# UNITED STATES DISTRICT COURT

for the

Western District of North Carolina

United States of America v. CHRISTOPHER EDWARD WINGATE Date of Previous Judgment: <u>06-15-2001</u> (Use Date of Last Amended Judgment if Applicable)	) ) ) ) ) ) )	Case No: <u>3:00CR00221-001</u> USM No: <u>16429-058</u> <u>Tanzania C. Cannon-Eckerle</u> Defendant's Attorney
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## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 90 months in Count One, plus 30 months consecutive in Count 4-total of 120 months months is reduced to 73 months in Count One plus 30 months consecutive in Count 4-total of 103 months.

### I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: <u>31</u> Criminal History Category: <u>IV</u> Previous Guideline Range: <u>151</u> to <u>188</u> months	Amended Offense Level: <u>29</u> Criminal History Category: <u>IV</u> Amended Guideline Range: <u>121</u> to <u>151</u> months
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### II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☐ The reduced sentence is within the amended guideline range.
- ☒ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

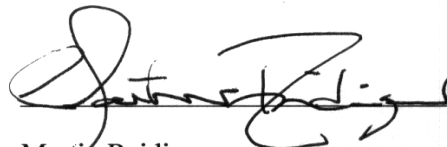
### III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 06-15-2001 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: June 20, 2008

Effective Date: \_\_\_\_\_  
 (if different from order date)

  
 Martin Reidinger  
 United States District Judge

